

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA
CHARLESTON DIVISION**

NORTH AVENUE CAPITAL, LLC,

Plaintiff,

v.

Civil Action No. 2:23-cv-00015

RANGER SCIENTIFIC LLC,

Defendant.

**PLAINTIFF'S RENEWED MOTION FOR JUDGMENT AS A MATTER OF
LAW OR IN THE ALTERNATIVE MOTION FOR NEW TRIAL**

Pursuant to Federal Rules of Civil Procedure 50(b) and 59, Plaintiff North Avenue Capital, LLC renews its Motion for Judgment as a Matter of Law and requests that this Court enter judgment in its favor or, alternatively, grant a new trial. Although the jury found that Defendant breached the parties' agreement, it awarded no damages. This result is contrary to the uncontroverted trial evidence, which conclusively established both the breach and \$8.2 million in resulting damages. Accordingly, judgment notwithstanding the verdict is warranted. At a minimum, a new trial is necessary. The grounds for this relief are set forth in the accompanying memorandum of law.

PLAINTIFF NORTH AVENUE CAPITAL, LLC

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